

AN ACT to amend Chapter 67 of the Private Acts of 1953, as amended, by Chapter 192 of the Private Acts of 1967, Chapter 70 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, the same being the municipal charter of the City of Gallatin, relative to the qualifications and jurisdiction of the City Recorder or Judge Pro Tem and the disposition of fines imposed by the City Court.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 67 of the Private Acts of 1953, as amended, by Chapter 192 of the Private Acts of 1967, Chapter 70 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by deleting from the second sentence of the first paragraph of Section 1 of Article VII the language “be eligible for” and by substituting instead the word “hold” and by deleting from that same sentence the language “public office or employment” and by substituting instead the language “public employment or publicly elected office”.

SECTION 2. Chapter 67 of the Private Acts of 1953, as amended, is further amended by deleting in its entirety the second sentence of the first paragraph of Section 1 of Article X, to wit:

“The City Recorder or Judge Pro Tem shall have concurrent jurisdiction with the Judge of the General Sessions Court for Sumner County, Tennessee, in all such cases of a criminal nature arising within the limits of the city; subject to and regulated by the laws that govern proceedings before the Judge of the General Sessions Court for Sumner County, Tennessee, and for this purpose may use the county jail, city jail or workhouse of the city, and may send the police officers into any part of Sumner County

to execute process in such cases, which said police officers are hereby authorized and empowered to execute and return according to the laws governing constables in like cases.”

SECTION 3. Chapter 67 of the Private Acts of 1953, as amended, is further amended by deleting in its entirety, Section 2 of Article X, and by substituting instead the following new language:

Section 2. Recorder’s Authority to Fine and Preserve Order.

The City Recorder or Judge/Pro-Tem shall have power and authority to impose fines, costs, and forfeitures, and to punish by fine all violations of City Ordinances and the Municipal Code; to enforce order in City Court, and to enforce the collection of all such fines, costs, and forfeitures imposed by the City Court.

SECTION 4. Chapter 67 of the Private Acts of 1953, as amended, is further amended by deleting in its entirety, Section 4 of Article X, and by substituting instead the following new language:

Section 4. Collection and Disposition of Fines.

All fines imposed by the City Court shall belong to the City and shall be collected as allowed by law.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the City Council of the City of Gallatin before October 1, 1995. Its approval or nonapproval shall be proclaimed by the presiding officer of the City Council of the City of Gallatin and so certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 5.